

1  
2  
3  
4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

6 \* \* \*

7 GOPHER PROTOCOL, INC.,

8 Plaintiff(s),

9 v.

10 DISCOVER GROWTH FUND, LLC,

11 Defendant(s).

Case No. 2:19-CV-1039 JCM (BNW)

ORDER

12  
13 Presently before the court is plaintiff Gopher Protocol, Inc.’s (“Gopher Protocol”) motion  
14 to expedite briefing schedule and hearing for Gopher Protocol’s motion for a preliminary  
15 injunction. (ECF No. 10).

16 On June 18, 2019, Gopher Protocol initiated this action against defendant Discover  
17 Growth Fund, LLC (“Discover Growth”). (ECF No. 1). On that same day, Gopher Protocol  
18 filed a motion for a preliminary injunction and an *ex parte* motion for a temporary restraining  
19 order, requesting that the court enjoin the foreclosure sale of Gopher Protocol’s assets. (ECF  
20 Nos. 5, 6). On June 20, 2019, the court granted Gopher Protocol’s motion for temporary  
21 restraining order. (ECF No. 7).

22 Federal Rule of Civil Procedure 65(b)(3) provides that when a court issues an temporary  
23 restraining order without notice, “the motion for a preliminary injunction must be set for hearing  
24 at the earliest possible time[.]” Accordingly, the court will set the hearing for Gopher Protocol’s  
25 motion for a preliminary injunction on July 12, 2019, at 10:30 a.m.

26 Because the temporary restraining order is set to expire before the date set for hearing,  
27 the court will extend the order “for a like period” pursuant to Federal Rule of Civil Procedure  
28 65(b)(2). In light of this extension, the court need not expedite the briefing schedule.

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

IT IS FURTHER ORDERED that the hearing for Gopher Protocol's motion for a preliminary injunction is set on July 12, 2019 at 10:30 a.m.

DATED June 27, 2019.

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28